IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 16TH JANUARY 2007 / 26TH PAUSHA 1928

WP(C).No. 34648 of 2006(Y)

PETITIONER:

M.R.YADUN, PANACKAL HOUSE,
CHANTAVILA, P.O. KATTAYIKKONAM,
THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.V.RAJENDRAN

RESPONDENTS:

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1. THE COMMISSIONER FOR ENTRANCE
EXAMINATION, OFFICE OF THE COMMISSIONER FOR
ENTRANCE EXAMINATION, THIRUVANANTHAPURAM.

2. THE PRINCIPAL,
MANNAM AYURVEDIC CO-OPERATIVE MEDICAL COLLEGE,
PANDALAM, PATHANAMTHITTA DISTRICT.

R1 BY G.P. SRI.I.V.PROMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ALONG WITH COC NO.9/2007 ON 16/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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C.O.C. No.9 of 2007 &
W.P.(C) No.34648 of 2006

.....

Dated this the 16th day of January, 2007.

JUDGMENT

The question arising in the contempt case and in the new W.P. filed by the same person is his entitlement for admission to BAMS course. Petitioner's rank in the merit list is 45483. Government Pleader submitted that the last candidate in the rank list who got admission is rank No.4776. In the normal course the petitioner has no chance for admission. However, since students higher in rank do not appear to be interested, I feel petitioner should be given admission if there is no higher rank holder claiming it. Government Pleader reported that 219 students have given option and only two of them joined the same college. In the circumstances, I direct the Commissioner of Entrance Examination to make a last allotment for the vacancy in the above college within a week from the date of receipt of a copy of this judgment and if no one above the petitioner in rank opts for it, then the college should admit the petitioner. I make it clear that option need not be given to students already admitted in any college and should be

given only to those who have not secured admission.

W.P. is disposed of as above. The Contempt case is also closed.

C.N.RAMACHANDRAN NAIR
Judge

pms